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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/556,934	01/11/2007	Kazuo Yamashita	YAMA3053	3752
23364 7590 05/14/2010 BACON & THOMAS, PLLC 625 SLATERS LANE FOURTH FLOOR ALEXANDRIA, VA 22314-1176			EXAMINER MICALI, JOSEPH	
			ART UNIT 1793	PAPER NUMBER
			MAIL DATE 05/14/2010	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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Mailed :
In re Application of MAY 14 2010 : DECISION ON
Yamashita et al. : PETITION
Serial No. 10/556,934 :
Filed: November 16, 2005 :
For: PRECIPITATED CALCIUM CARBONATE,
METHOD FOR PRODUCING THE SAME AND
FILLER FOR LOADING PAPER USING THE
SAME

This is a decision on the PETITION FILED UNDER 37 CFR 1.144 filed on February 12, 2010.

The Examiner required a restriction between Group I, claims 1,3-4 and 8-9, drawn to a precipitated calcium carbonates and filler for loading paper; Group II, claim 2 drawn to a method of producing precipitated calcium carbonate and Group III, claims 6-7 drawn to a loaded paper.

Applicants in their response filed October 15, 2009, admitted lack of a patentable distinction between the claims of Group I and those of Group II and on the basis of that admission, requested rejoinder of the claims of Group I and III.

The Examiner made the restriction requirement final in the Office Action of February 2, 2010, stating that Applicants' election of October 15, 2009 was without traverse.

In view of Applicants' admission a restriction should not be maintained between Groups I and III.

DECISION

The petition is GRANTED.

11/464,540

The Examiner is directed that Groups I and III should be examined together.

/JACQUELINE STONE/

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